GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services - Endowments – Sri K. Ramalingaiah, former Executive Officer, Gr-I, Sri Lakshmi Narasimha Swamy Temple, Korukonda, East Godavari District – Disciplinary action initiated – Enquiry conducted - Dismissal from service –High Court Orders - Accord sanction for payment of Salary arrears Pension and Retirement benefits - Orders – Issued.

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REVENUE (VIGILANCE–IV.1) DEPARTMENT

G.O.Rt.No.678 **Dated:26-10-2021**

Read the following:-

1. From CED's letter in Rc.No.V2/24829/1996, dated 19-11-2019 along with its enclosures from Sri K.Ramalingaiah, EO representation dated 26.11.2019.
2. Govt., Memo.No.ENDW0CEVG(DISC)/27/2019-VIG-IV-REV, dt.08.01.2020 .
3. From CED's Lr.in Rc.No.V2/24829/1996, Dt.20.02.2020.
4. Govt., Memo.No.ENDW0CEVG(DISC)/27/2019-VIG-IV-REV, dt.01.07.2020.
5. From the Government Pleader in her Lr.CC.No:721/2020/SJ/GP ser Andhra Pradesh High Court dated: 20.03.2021
6. From Spl. Commissioner Endowments Department, Gollapudi, Vijayawada letter Rc.No.V2/24829/1996-3, dated: 23.03.2021.
7. Govt. Memo No.ENDW0CEVG(DISC)/27/2019- VIG-IV, dt. 05.07.2021
8. From Spl. Commissioner Endowments Department, Gollapudi, Vijayawada letter Rc.No.V2/24829/1996-3, dated: 16.08.2021.

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O R D E R :

In the reference 1st read above, the Special Commissioner, Endowments has reported that Sri K.Ramalingaiah, former Executive Officer, Gr-I, Sri Lakshmi Narasimha Swamy Temple, Korukoda, East Godavari District had committed certain irregularities in the temple administration and misappropriated the temple funds and recommended as many as (18) charges against him. As per the recommendations of the Deputy Commissioner, Endowments Department, Kakindada, the Commissioner of Endowments Department had framed eighteen (18) charges against him.

2. Sri K.Ramalingaiah, Executive Officer was placed under suspension and the Executive Officer, Sri Venkateswara Swamy Devasthanam, Dwaraka Tirumala was appointed as Enquiry Officer to enquire into the charges framed against him. The Enquiry Officer has submitted a detailed enquiry report Dt:29.04.1997 stating that, all (18) charges framed against the charged officer are held proved.

3. After following the due procedure and in view of the gravity and seriousness of the proved charges in the fitness of things, the Commissioner of Endowments Department imposed punishment of dismissal from service upon Sri K. Ramalingaiah, Executive Officer, Gr-I, besides recovery of Rs.1,09,120.

4. Sri K.Ramalingaiah has filed O.A.No.5021/1999, dated: 21.01.2002 before the Hon'ble Administrative Tribunal. On Dt:28.02.2002. The Hon'ble Andhra Pradesh Administrative Tribunal has set aside dismissal proceedings of Commissioner of Endowments were quashed and directed the respondents to reinstate the applicant into service forthwith will all consequential benefits.

5. The Commissioner of Endowments filed W.P.No.12193/2004 before the Hon'ble High Court against the orders of Andhra Pradesh Administrative Tribunal. The Hon'ble High Court granted interim suspension of Andhra Pradesh Administrative Tribunal Orders dt.28.02.2002 in O.A.MNo:5021/1999. While issuing final orders, the Hon'ble High Court issued orders dated:31.10.2019 in the W.P.No.12193/2004 is as follows:

Contd.2

we feel that it is not a fit case to interfere with the impugned orders of the Tribunal.

For the foregoing reasons, the writ petition does not merit consideration, and the same is accordingly dismissed.

6. In the reference 4th read above, it was requested the Special Commissioner, Endowments Department, to file a review petition in the Hon'ble High Court. But as per the opinion of Government Pleader for the Services and in consultation with the Additional Advocate General of Hon'ble High Court the Special Commissioner, Endowments was directed to file SLP in Supreme Court.

7. Accordingly, the Commissioner, Endowments has reported that the concerned officers have attended the O/o the Advocate on Record, Supreme Court of India, New Delhi along with connected records to assist the Advocate on Record for preparation of Special Leave Petition against the orders of the Hon'ble High Court of Andhra Pradesh in W.P.No.12193/2004 and discussed the matter with the Advocate on Record. Ld. Advocate on Record, Supreme Court of India, New Delhi informed that SLP will be filed in Supreme Court.

8. In the reference 5th read above, the Government Pleader for Endowments of Hon'ble High Court have informed that the Contempt case no:721 of 2020 in W.P.No:12193/2004 has came for hearing for non implementation of the orders of the Hon'ble High Court in W.P.No.12193/2004, Dt; 31.10.2019 and the Court has taken a serious view and directed to implement the orders of the Hon'ble High Court, failing which form -1 will be issued.

9. In the reference 6th read above, while intimating the above position, the Special Commissioner, Endowments Department, Andhra Pradesh, Vijayawada has requested the Government issue necessary orders for payment of arrears of salary to the individual from date of the dismissal from service i.e., 20.07.1999 till attaining the age of superannuation i.e., 31.05.2005 and also sanction of pensionary and retirement benefits to the individual as per the Rules subject to outcome of SLP.

10. Government, after careful examination of the entire matter, and in compliance to the orders of the Hon'ble Andhra Pradesh Administrative Tribunal in O.A.No.5021/1999 Dt:28.02.2002, and also orders passed by the High Court in W.P.No.12193/2004, Dt; 31.10.2019, hereby implement the same and to accord sanction for payment of all salary arrears from the date of the dismissal from service till attaining the age of superannuation i.e., 31.05.2005 and accord sanction of pension and Retirement benefits as per the Pension Rules to Sri K.Ramalingaiah, formerly Executive Officer, Grade-I (Dismissal from Service) subject to outcome of the SLP.

11. The Commissioner, Endowments, Andhra Pradesh, Vijayawada shall take necessary further action in the matter Accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

G.VANI MOHAN
PRINCIPAL SECRETARY TO GOVERNMENT (ENDTS)

To

Sri K. Ramalingaiah, formerly Executive Officer, Gr-I, Sri Lakshmi Narasimha Swamy Temple, Korukonda, East Godavari District (Dismissal from Service) (through Commr., Endowments Department, A.P.Vijayawada.)

The Commissioner, Endowments, A.P., Vijayawada .

Copy to:

The Principal Accountant General (A&E), A.P., Vijayawada.

The Director of Treasuries and Accounts, Andhra Pradesh, Vijayawada.

The Government Pleader for Services –II(Endowments), Andhra Pradesh High Court, Amaravati.

Sf/Sc

//FORWARDED :: BY ORDER//

R. Vijay Kishore

SECTION OFFICER